

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

**IN RE: VALSARTAN, LOSARTAN,
AND IRBESARTAN PRODUCTS
LIABILITY LITIGATION**

MDL No. 2875

Honorable Robert B. Kugler,
District Court Judge

This Document Relates to All Actions

**TPP TRIAL DEFENDANTS' MOTION FOR DECERTIFICATION OF THE
TPP TRIAL SUBCLASSES¹**

¹ This Motion for Decertification concerns the claims designated in the Court's Case Management Order No. 32 (the "TPP Trial Claims"); specifically, the claims of Plaintiff MSP Recovery Claims, Series LLC, as class representative of TPP Breach of Express Warranty Subclass B, TPP Breach of Implied Warranty Subclass D, TPP Fraud Subclass C, and TPP State Consumer Protection Laws Subclass A (collectively, the "TPP Trial Subclasses"), against the TPP Trial Defendants. (ECF [2343](#), 1-2.) Accordingly, this motion is limited to the TPP Trial Claims, and is presented without waiver of any arguments to decertify the class as a whole or any other subclasses that may be later prepared for trial.

PLEASE TAKE NOTICE that on March 18, 2024, Defendants Zhejiang Huahai Pharmaceutical Co., Ltd.; Huahai U.S., Inc.; Princeton Pharmaceutical Inc.; Solco Healthcare U.S., LLC; Teva Pharmaceuticals USA, Inc.; Teva Pharmaceutical Industries Ltd.; Actavis LLC; Actavis Pharma, Inc.; Torrent Pharmaceuticals Ltd.; and Torrent Pharma, Inc. (collectively, the “TPP Trial Defendants”), by and through their undersigned counsel, shall move for the entry of an Order decertifying the TPP Trial Subclasses. This motion is made to the Hon. Robert B. Kugler, United States District Judge, pursuant to Rule 23 of the Federal Rules of Civil Procedure and the applicable local rules of this Court.

PLEASE TAKE FURTHER NOTICE that in support of this motion, the TPP Trial Defendants shall rely on the accompanying Memorandum of Law in Support of TPP Trial Defendants’ Motion for Decertification of the TPP Trial Subclasses, and the exhibits thereto.

PLEASE TAKE FURTHER NOTICE that a proposed Order is submitted herewith;

PLEASE TAKE FURTHER NOTICE that oral argument is requested, if this motion is opposed; and

PLEASE TAKE FURTHER NOTICE that a Certificate of Service attesting to the date and manner of service is submitted herewith.

Dated: February 13, 2024

Respectfully submitted,

By: /s/ Jessica Davidson

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 13, 2024, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to all CM/ECF participants in this matter.

/s/ Jessica Davidson
Jessica Davidson